

REMARKS/ARGUMENTS

Claims 1-13, 15-25 and 27-37 remain in the application for further prosecution. Claims 1, 10, 12, 25, 27, 28 and 29 have been amended. Claims 14 and 26 have been cancelled without prejudice. Claim 37 has been added. Claim 27 has been amended to correct a typographical error. Claim 26 has been cancelled as it references the wrong claim. Claim 37 contains the same subject matter as cancelled claim 26 and has been added for proper dependency.

Claim Rejections 35 USC § 102 & § 103

Claims 1-2, 4-5, 7, 12-15, 17-18, 28-29, 32 and 34 are rejected under 35 U.S.C. 102(b) as being anticipated by U.S. Patent No. 6,155,925 (Giobbi et al.).

Claims 1-5, 7, 9, 25-27, 31-32, 34 and 36 are rejected under 35 U.S.C. 102(b) as being anticipated by U.S. Patent No. 7,029,395 (Baerlocher).

Claims 3, 6, 17, 30 and 33 are rejected under 35 U.S.C. 103(a) as being unpatentable over U.S. Patent No. 6,155,925 (Giobbi et al.), in view of an OFFICIAL NOTICE.

Claims 8, 10-11 and 35 are rejected under 35 U.S.C. 103(a) as being unpatentable over U.S. Patent No. 7,029,395 (Baerlocher), in view of U.S. Publication No. 2004/0242315 ("Paulsen") and U.S. Publication No. 2004/0166918 ("Walker '918" et al.).

Claims 19-24 are rejected under 35 U.S.C. 103(a) as being unpatentable over U.S. Patent No. 6,155,925 to (Giobbi et al.), in view of U.S. Publication No. 2003/0064807 to ("Walker '925").

Personal Interview and Interview Summary

The Applicant notes with appreciation the interview conducted with Examiners Hylinski and Hotaling on January 31, 2008. Applicant discussed the amendments to claims 1 and 12 with the Examiners.

The Applicant agrees with the Interview Summary Sheet provided at the end of the interview in which the Examiners indicated that the proposed claim language, which requires the side wager to be separate and distinct from a max wager, overcomes the rejection which treated the max wager of Giobbi as a side wager.

Claim Amendments

Applicant has amended claims 1 and 12 as discussed to emphasize the side wager that is separate and distinct from a max wager of a basic wager. Applicant has also amended claims 10, 25, 28 and 29 with similar elements. As the Examiners indicated in the interview, these elements distinguish the claims over Giobbi which does not disclose a separate, distinct side wager to become eligible for a multi-level progressive as now required in the claims.

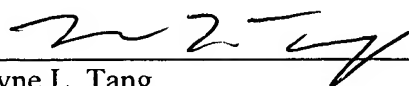
Conclusion

It is Applicant's belief that all of the claims are now in condition for allowance and actions towards that effect is respectfully requested.

If there are any matters which may be resolved or clarified through a telephone interview, the Examiner is respectfully requested to contact the undersigned attorney at the number indicated.

Respectfully submitted,

Date: February 4, 2008



Wayne L. Tang
Reg. No. 36,028
NIXON PEABODY, LLP.
161 N. Clark Street, 48th Floor
Chicago, Illinois 60601-3213
(312) 425-3900
Attorney for Applicants